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E. Ojo-Amaize, Ph.D.

626-914-1575

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### FOR UTILITY/DESIGN CIP/PCT NATIONAL/PLANT ORIGINAL/SUBSTITUTE/SUPPLEMENTAL DECLARATIONS

## RULE 63 (37 C.F.R. 1.63) DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DW FORM

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the INVENTION ENTITLED HYPOESTOXIDES, DERIVATIVES AND AGONISTS THEREOF FOR USE IN THE TREATMENT AND PROPHYLAXIS OF HYPERLIPIDEMIA the specification of which (CHECK applicable BOX(ES)) A. M is attached hereto. X B. | was filed on as U.S. Application No. C. | was filed as PCT International Application No. PCT/ / BOX(ES) an and (if applicable to U.S. or PCT application) was amended on I hereby stote that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to I hereby stote that I have reviewed and understand the contents of the above. I hereby claim above. I catnowledge the duty to disclose all information known to me to be material to patentiability as defined in 97 C.F.R. 1.66. Except as noted below, I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any traveling applications) for patent or inventor's certificate, or 365(a) of any PCT international Application which designated at least one other country than the United States, fisted below and have also identified below any foreign application for patent or inventor's certificate, or PCT international Application, filed by me or my assigned disclosing the subject matter claimed in this application and having a filing date (1) before that of the application on which priority is distinct, or (2) if no priority claimed, before the lifting date of this application. Date first Laid-**Date Patented** PRIOR FOREIGN APPLICATION(S) Priority NOT Claimed or Granted open or Published Day/MONTH/Year Filed Number Country If more prior fermion applications. X box at bottom and continue on attached page.

Except as noted below, I hereby claim demiestic priority benefit under 35 U.S.C. 119(e) or 120 and/or 365(c) of the indicated United States applications issted below and claimed in this PCT intermitment applications issted above or below and, if this is a continuation-in-part (CIP) application, insofar as the subject matter disclosed and claimed in this applications is in addition to that disclosed in such prior applications, I admonstrate the duty to disclose all information known to me to be material to patentiability as application in 37 C.F.R. 1.58 which became available between the fixing date of each such prior application and the national or PCT intermational filing date of this application: Priority NOT Claimed PRIOR U.S. PROVISIONAL NONPROVISIONAL AND/OR PCT APPLICATION(S)
Application No. (series code/serial no.)

Day/MONTH/Year Filed pending, abandoned, patented pending 10/28/2002 60/421,533 I hereby declare that all statements made harein of my own knowledge are true and that all statements made on information and belief are ballswed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by line or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may propardize the validity of the application or any patent issued thereon. And I hereby appoint Pilisbury Winthrop LLP, Intelectual Property Group, P.O. 8ox 10500, McLean, VA 22102, telephone number (703) 805-2000 (to whom all communications are to be directed), and the below-named persons (of the same address) individually and collectively my attempts to prosecute this application and to communications are to be directed), and the below-named persons (of the same address) individually and collectively my attempts to prosecute this application and to transact all business in the Patent and Trademark Office connected of the same address) individually and collectively my attempts to them to diside names/numbers below transact all business in the Patent and to act and rely on instructions from and communicate directly with the person/assigned attempy[im/] organization who which I hereby declare that I have consented after full disclosure to be represented unless until I instruct the above Firm and/or a below attempt in writing to the contrary.

ATRAA David A. Jakonin George M. Strilla 18221 48468 40882 Mark R. Kendrick Jeffrey W. Guise Robert J. Walters 34613 Richard Steinberg 26588 48718 Nicole S. Bradley 40944 Thomas Cawley, Jr. Guillemo Basza 35056 27248 28429 Richard H. Zaitlen 49059 Kerry T. Hartman Adam R. Hess 41818 Evan Finkel Jeffrey D. Karceski 35914 Jonathan E. Jobe, Jr. Caroline L. Keller 50491 41835 Sleven Moore 35959 28458 Glenn J. Perry 53517 Jennifer J. Riel 41844 Christine H. McCarthy 36004 28872 Paul L Sharer Dalle S. Lazar 42459 Herry J. Daley Bryan P. Collins 37087 Jack S. Berufica 30158 Suzanne L. Blaces 43580 William P. Atkins 38821 30793 Mark G. Paulson 44482 John P. Darling 38825 31204 Brian J. Bestus Roger R. Wisse 44869 Thomas P. Hillard 40330 Seth D. Levy John R. Wetherel 31678 47520 Mark J. Danielson 40580 Keyvan Davoudian 32243 David H. Jaffer BIGNATURE: ctober 27,2003 (1) INVENTOR'S Nchekwybe Emeka Family Name Middle Initial First v.s. CA Morgen Hill Residence Country of Cilizenship State/Foreign Country City 5390 Little Uvas Road, Morgan Hill, CA Mailing Address 95037 (include Zip Code) "X" box X FOR ADDITIONAL INVENTORS, and proceed on the attached page to list each additional inventor. See additional foreign priorities on attached page (incorporated herein by reference).

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# **DECLARATION AND POWER OF ATTORNEY**

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(2) INVENTOR'S	S SIGNATURE:	Mac S	and more	26 Date: /	0-27-03
	Emmanuel	// /	١.	Ojo-Amaize	
		First	Middle Initial		Family Name
Residence	Glendora		CA		v.s.
		City	State	Foreign Country	Country of Citizenship
Mailing Address		1341 Candish Aven	ue, Glendora,	CA	
(include Zip Cod	e)	91740			
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(3) INVENTOR'S		<del></del>		Date:	
	Howard		3.	Cottam	
	Escondido	First	Middle Initial  CA		Family Name U.S.
Residence	Esconardo				<u> </u>
		City 3144 Willow Creek		Foreign Country	Country of Citizenship
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(4) INVENTOR'S	S SIGNATURE:			Date:	
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		First	Middle Initial		Family Name
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(5) INVENTOR'S	CIGNATURE.			Date:	
(5) INVENTORS	SIGNATURE:		<del></del>	Jac.	
		First	Middle Initial		Family Name
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(6) INVENTOR'S	SIGNATURE:			Date.	
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(include Zip Cod	e)				

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# DECLARATION AND POWER OF ATTORNEY (continued) ADDITIONAL INVENTORS:

(2) INVENTOR'S SIGNATUR		A Oir-A-oim	
Emmanu		A Oju-Amoize	Femily Name
	First		U.S.
Residence Glendara		CA	
::	City	State/Foreign Country	Country of Criteriship
Mailing Address	1341 Candish Ave	nue, Glendora, CA	
(include Zip Code)	91740		
	es/ 0	2 / +-	Date: 10-28-03
(9) INVENTOR'S SIGNATUR	E: MONUCE	3. Cottan	JBLE: / U - Z 6 - U 5
Howard	U U	B. Cottum	
1 11 to 1 to 1	First	Aridde Inklai:	Family Name
Residence Escondido		CA	U.S.
	Ctry	Slate/Foreign Country	Country of Chizenship
Mailing Address	3144 Willow Oreel	Place, Escandido, CA	
(include Zip Code)	92027		
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(4) INVENTOR'S SIGNATUR	RE:		Date:
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(5) INVENTOR'S SIGNATUR	(E:		
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	. Chy	State/Foreign Country	Country of Citizenship
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(6) INVENTOR'S SIGNATUR	₹E:		Dete:
	First	Listint ethicil	. Family Name
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Mailing Address (Include Zip Code)  (7) INVENTOR'S SIGNATUF  Residence  Mailing Address (include Zip Code)  (8) INVENTOR'S SIGNATUF	City City City City	State/Foreign Country  Middle Initial  State/Foreign Country	Country of Citizenship  Date: Family Name  Country of Citizenship
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Mailing Address (Include Zip Code) (7) INVENTOR'S SIGNATUF Residence Mailing Address (include Zip Code) (8) INVENTOR'S SIGNATUF Residence	City City City City First	State/Foreign Country  Middle Initial:  State/Foreign Country	Country of Citizenship  Date:  Family Name  Country of Citizenship  Date:  Family Name
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